

HOUSE BILL 941

By Maggart

AN ACT to amend Tennessee Code Annotated, Title 33;  
Title 68 and Title 71, relative to a pilot project for  
home and community based care.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 71, Chapter 5, Part 14, is amended  
adding the following as a new section:

71-5-1411.

(a) The commission on aging and disability shall develop a pilot project proposal in accordance with the provisions of this section and submit the proposal to the long-term care services planning council for approval. The council shall be responsible for approving and evaluating the implementation of the project. If approved and if funded in the general appropriations act, the pilot project shall be implemented and shall continue for five (5) years.

(b) The commission on aging and disability shall develop a project for the pilot in not more than six (6) counties. The counties shall be both urban and rural and shall be equitably distributed in each of the grand divisions of the state.

(c) The project shall offer families with a member with a disability who requires long-term supports and services and individuals with a disability who require long-term supports and services opportunities to direct their own services. The families and individuals shall exercise choice, control and responsibility for their services within a cost neutral framework.

(d) The project may involve the following:

(1) Personal control and choice;

(2) Encouragement of cost-effective decision-making in the purchase of supports and services;

(3) Allowing eligible families and individuals to receive a cash allowance or an individual budget to obtain personal assistant services and related supports; and

(4) Providing fiscal agent and supportive broker services to sustain individuals and families in directing their own services.

SECTION 2. This act shall take effect July 1, 2007, the public welfare requiring it.